



Dkt. 62164/JPW/PJP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Xin Qu & Judah Z. Weinberger

Serial No. : 09/657,701

Filed : September 8, 2000

For : MODIFICATION OF POLYMER SURFACES AS
RADIOISOTOPE CARRIERS

1185 Avenue of the Americas
New York, New York 10036
May 5, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

**JOINT DECLARATION OF JUDAH Z. WEINBERGER, M.D., PH.D.
AND XIN QU, PH.D.**

Judah Z. Weinberger and Xin Qu declares as follows:

1. We are the named co-inventors in the above-identified application.
2. We have been advised that the claims of the subject application have been rejected based in part on a reference to Zamora dated May 11, 2000. Attached as Exhibit 1 is a copy of an article entitled "Novel beta-emitting poly (ethylene terephthalate) surface modification", J. Biomed. Res 2000 Dec. 5; 52 (3): 492-7. As indicated on Exhibit 1, the manuscript for this article was

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submitted to the Journal on March 23, 2000 and the article was accepted by the Journal on April 12, 2000. No changes were made (and thus no disclosure was added) to the manuscript after the manuscript was accepted for publication on April 12, 2000.

3. The experiments reported and described in the Exhibit 1 document were performed before March 23, 2000, before the manuscript was submitted to the Journal.
4. We hereby declare that all statements herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Dated: May __, 2006

Judah Z. Weinberger, M.D., Ph.D.

Dated: May __, 2006

Xin Qu, Ph.D.

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Dated: May __, 2006

Judah Z. Weinberger, M.D., Ph.D.

Dated: May 10, 2006

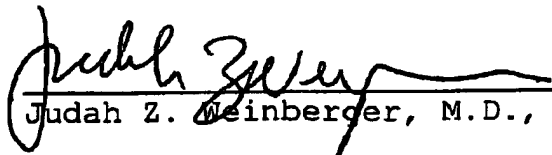
Xin Qu, Ph.D.

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Dated: May 12, 2006


Judah Z. Weinberger, M.D., Ph.D.